

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

SHIMANUKI et al.

Serial No.: 09/764,391

Filed: January 19, 2001

For: HUMIDIFIER



Art Unit: 1724

Examiner: Bushey, Charles S.

Attorney Dkt. No.: 106145-00016

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/SW  
5-29-02

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

Commissioner for Patents  
Washington, D.C. 20231

Date: May 23, 2002

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Sir:

This election is being made in response to the Office Action dated March 26, 2002.

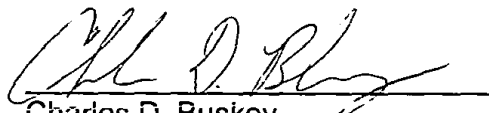
Pursuant to the Election Requirement, the Applicants elect Species D (Fig. 10) without traverse for further prosecution on the merits. Applicants submit that claims 1-4, 6 and 9 all read on Species D. It is understood that the remaining species and claims readable thereon will be withdrawn without further consideration.

The Applicants reserve the right to file a divisional application directed to the non-elected subject matter.

Given the above election, the Applicants respectfully submit that the application is in condition for examination on the merits. An early and favorable action is respectfully requested.

In the event this paper is not considered to be timely filed, the Applicants respectfully petition for an appropriate extension of time. Any fees for such an extension, together with any additional fees that may be due with respect to this paper, may be charged to Counsel's Deposit Account No. 01-2300 making reference to Attorney Docket No. 106145-00016.

Respectfully submitted,

  
Charles D. Buskey  
Reg. No. 46,592

Customer No. 004372  
ARENT FOX KINTNER PLOTKIN & KAHN, PLLC  
1050 Connecticut Avenue, N.W., Suite 400  
Washington, D.C. 20036-5339  
Tel: (202) 857-6435  
Fax: (202) 638-4810  
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